



FEDERAL ELECTION COMMISSION
Washington, DC 20463

June 27, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Dennis R. Rehberg
4235 Lombardy Drive
Helena, Montana 59601

RE: MUR 4378

Dear Mr. Rehberg:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended. The Commission has issued the attached subpoena which requires you to appear and give sworn testimony on August 13, 1997, at 9:30 am. Also attached is an subpoena and order which requires you to provide certain information in connection with an investigation it is conducting. The Commission does not consider you a respondent in this matter, but rather a witness only.

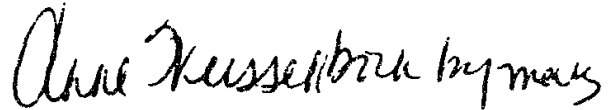
Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You may consult with an attorney and have an attorney present with you at the deposition and assist you in the preparation of your response to this subpoena and order. However, you are required to submit the information within 30 days of your receipt of this subpoena and order. All answers to questions must be submitted under oath. If you intend to be so represented, please advise us of the name and address of your attorney prior to the date of the deposition.

Pursuant to 11 C.F.R. § 111.14, a witness summoned by the Commission shall be paid \$40.00 plus mileage. Subsequent to the deposition, you will be sent a check for the witness fee and mileage.

Within two days of your receipt of this notification, please confirm your scheduled appearance with me at (800) 424-9530.

Sincerely,

A handwritten signature in cursive script, appearing to read "Anne Weissenborn by mail".

Anne Weissenborn
Attorney

Enclosure
Subpoena and Order

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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MUR 4378

SUBPOENA FOR DEPOSITION
SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: Dennis R. Rehberg
4235 Lombardy Drive
Helena, Montana 59601

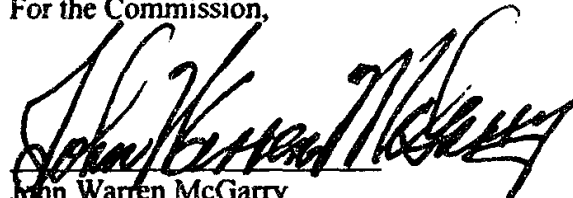
Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby subpoenas you to appear for deposition with regard to contacts between the National Republican Senatorial Committee ("NRSC") and you, and between the NRSC and Montanans for Rehberg, in 1995 and 1996. Notice is hereby given that the deposition is to be taken on August 13, 1997, at 999 E. Street, N.W., Washington, DC, beginning at 9:30 a.m. and continuing each day thereafter as necessary.

Further, pursuant to 2 U.S.C. § 437d(a)(1) and (3), you are hereby subpoenaed to produce the documents requested on the attachment to this Subpoena and ordered to submit written answers to the questions attached to this Order. Legible copies which, where applicable, show both sides of the documents may be substituted for originals. All written answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal


Election Commission, 999 E Street, NW, Washington, DC 20463, along with the requested documents within 30 days of receipt of this Order and Subpoena.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this *27th* day of *June*, 1997.

For the Commission,


John Warren McGarry
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

Attachment

Questions and Request for Production of Documents with
Instructions and Definitions

INSTRUCTIONS

In answering these requests for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Should you claim a privilege with respect to any documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

Unless otherwise indicated, the discovery request shall refer to the time period from January 1, 1995 to July 1, 1996.

The following requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation, if you obtain further or different information prior to or during the pendency of this matter

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, records of wire transfers, telegrams,

telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained. For all types of documentary records requested, if any of these records are maintained on any storage format for computerized information (e.g., hard drive, floppy disk, CD-ROM), provide copies of the records as maintained on that storage format in addition to hard (i.e., paper) copies.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, and the number of pages comprising the document.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the request for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

INTERROGATORIES

1. Identify by meeting all persons employed by, or serving as officers and/or volunteers with, the National Republican Senatorial Committee ("NRSC") who met with you and/or other representatives of Montanans for Rehberg in Washington, DC or elsewhere in 1995 and 1996, prior to your nomination to the Office of U.S. Senator from the State of Montana in June, 1996, including, but not limited to, meetings in July, 1995 and on May 1, 1996.
2. Identify by meeting all persons employed by, or serving as officers and/or volunteers with, Montanans for Rehberg who took part in meetings with representatives of the NRSC in Washington, DC or elsewhere in 1995 and 1996, prior to your nomination to the Office of U.S. Senator from the State of Montana in June, 1996, including, but not limited to, meetings in July, 1995 and on May 1, 1996.
3. Identify all persons employed by, or serving as officers and/or volunteers with, Montanans for Rehberg, who engaged in telephone and/or written contacts with the NRSC in 1995 and 1996, prior to your nomination to the Office of U.S. Senator from the State of Montana. Identify the representatives of the NRSC with whom these contacts were made.
4. Identify all persons employed by, or serving as officers and/or volunteers with, the NRSC who were involved in arrangements for a fundraising event held by or for Montanans for Rehberg at the Ronald Reagan Republican Center in Washington, DC on May 1, 1996.

5. Identify all persons representing Montanans for Rehberg who were involved in planning and carrying out fundraising events for the committee in Washington, DC, including the events held on October 14, 1995 and March 21, 1996.

REQUEST FOR DOCUMENTS

1. Produce all documents that in any way relate or refer to the production and placement by the NRSC of advertisements on radio and television stations in the State of Montana during the months of March, April, May and June, 1996, including, but not limited to, advertisements with scripts designated "Pay, Taxes" (Baucus) and "1974-Baucus." Documents produced should include, but not be limited to, electronic transfers, bank checks, radio and television order forms, purchase orders, invoices, contracts, telecommunication transmittal sheets, memos, telephone messages, telephone logs, electronic mail messages, notes, correspondence and memoranda.
2. Produce all documents that in any way contain, or refer or relate to, any and all communications and meetings in 1995 and 1996 between any officer, employee or consultant of the NRSC and you, and/or between any officer employee or consultant of the NRSC and any officer, employee, consultant, or volunteer of Montanans for Rehberg, including, but not limited to, meetings between NRSC representatives and you held in Washington, DC in July, 1995, and on May 1, 1996.
3. Produce all documents that in any way contain, or refer or relate to, fundraising events held by Montanans for Rehberg in Washington, DC on October 14, 1995 and March 21, 1996, the latter at the Ronald Reagan Republican Center, 425 Second Street, NE.
4. Produce all calendars, appointment books, daily logs or diaries which you kept in 1995 and 1996.